Express Mail No.:

EL 984898219 US November 17, 2003

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olicant:

Donald E. Weder

) Dkt. No.: 8403.399

Serial No.:

09/872,046

M. Williamson) Examiner:

Filed:

May 31, 2001

For:

METHOD FOR USING A

) Art Unit:

1616

FLORAL PACKAGE

MAIL STOP - FEE AMENDMENT Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(b)

Sir:

Charles A. Codding, having a mailing address of P.O. Box 16370, Oklahoma City, Oklahoma 73113, in the County of Oklahoma and the State of Oklahoma, represents that he is the Authorized Signatory for the Petitioner/Assignee corporation, Southpac Trust International, Inc., not individually but as trustee of The Family Trust U/T/A dated December 8, 1995, and Charles A. Codding, as Authorized Signatory, is authorized to sign on behalf of Petitioner/Assignee.

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Southpac Trust International, Inc., not individually but as trustee of The Family Trust U/T/A dated December 8, 1995, owns one hundred percent (100%) of the right, title and interest in and to said U.S. Patent No. 5,666,784, issued on September 16, 1997, assignment recorded on January 26, 1996, Reel 7795, Frame 0753.

Southpac Trust International, Inc., not individually but as trustee of The Family Trust U/T/A dated December 8, 1995, owns one hundred percent (100%) of the right, title and interest in and to said U.S. Patent No. 6,382,418, issued on May 7, 2002, assignment recorded on September 8, 2000, Reel 011067, Frame 0995.

Southpac Trust International, Inc., not individually but as trustee of The Family Trust U/T/A dated December 8, 1995, owns one hundred percent (100%) of the right, title and interest in and to the above-identified patent application, **U.S. Serial No. 09/872,046**, filed May 31, 2001, assignment recorded on January 26, 1996, Reel 7795, Frame 0753.

The assignment documents relating to **U.S. Patent No. 5,666,784**, to **U.S. Patent No. 6,382,418**, and to the above-identified application **U.S. Serial No. 09/872,046** have been reviewed and certified by Petitioner/Assignee and, to the best of Petitioner/Assignee's knowledge and belief, title is in the Petitioner/Assignee seeking to take this action.

Petitioner/Assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the earlier of the full statutory term defined in 35 U.S.C. § § 154-156 and 173, and of the term as presently shortened by any terminal disclaimers of said U.S. Patent No. 5,666,784 OR U.S. Patent No. 6,382,418.

Petitioner/Assignee further agrees that any patent so granted on the aboveidentified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to said U.S. Patent No. 5,666,784 OR U.S. Patent No. 6,382,418.

This agreement is to run with any patent granted on the above-identified application and is to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner/Assignee does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term defined in 35 U.S.C. § § 154-156 and 173, and of the term as presently shortened by any terminal disclaimers of **said U.S. Patent No. 5,666,784 OR U.S. Patent No. 6,382,418** in the event that **said U.S. Patent No. 5,666,784 OR U.S. Patent No. 6,382,418** later: (1) expire for failure to pay a maintenance fee; (2) are held unenforceable or are found invalid by a court of competent jurisdiction; (3) are statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321; (4) have all claims canceled by a reexamination certificate; (5) are reissued; or (6) are otherwise not deemed to provide the rights conveyed by 35 U.S.C. §§ 154-156 and 173 prior to the expiration of the full statutory term(s) as presently shortened by any terminal disclaimer(s), except for the separation of legal title stated above.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18

of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SOUTHPAC TRUST INTERNATIONAL, INC., not individually but as trustee of THE FAMILY TRUST U/T/A dated December 8, 1995

11-14-03

Charles A. Codding

Authorized Signatory for Southpac Trust International, Inc., not individually but as trustee of THE FAMILY TRUST U/T/A dated December 8, 1995

P.O. Box 16370, Customer No. 30589 Oklahoma City, Oklahoma 73113



CERTIFICATE UNDER 37 CFR 3.73(b)

| Applica | nt: <u>Do</u> | Medenti Wedenti | <u>A</u> | tty. Dkt. No. | 8403.399 | | |
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| Applica | tion No. | :09/872,046 | F | iled: <u>May 31,</u> | 2001 | | |
| For: | METH | OD OF USING A FLORA | L PACKAGE | | | | |
| INDIV | IDUALL | TRUST INTERNATIONALY BUT AS TRUSTEE OF DATED DECEMBER 8, Name of Assignee | THE FAMILY | | Corporation Type of Assignee | | |
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| certifies | s that it i | s the Assignee of the enti | re rignt, title and in | terest in the pa | atent application identified al | bove by virtue of either. | |
| A. [X] | | ignment from the inventor and Trademark Office at | | | ntified above. The docume | ent was recorded in the | |
| OR | | | | | | | |
| B. [] | A chair | A chain of title from the inventor(s) of the patent application identified above, to the current assignee as shown below: | | | | | |
| | 1. | From: | To: | | | | |
| | 2. | From: | To: | | | | |
| | | The document was filed assignment and pages | l in the Patent and _ and _ of Part A o | Trademark O f Schedule 1.2 | ffice on are attached. | , and a copy of the | |
| | [] | Additional documents in | the chain of title a | re listed on a | supplemental sheet. | | |
| [] | Copies | of assignments or other | documents in the o | chain of title ar | e attached. | | |
| The unde | dersigne ersigned | ed has reviewed all the do 's knowledge and belief, t | cuments in the cha itle is in the assign | in of title of the ee identified a | patent application identified bove. | d above and, to the best | |
| The un | dersigne | ed (whose title is supplied | below) is empowe | ered to sign thi | s certificate on behalf of the | e assignee. | |
| and bel | ief are b like so r | elieved to be true; and furt made, are punishable by f | her, that these state ine or imprisonmen | ements are ma it, or both, und | e true, and that all statement ade with the knowledge that v er Section 1001, Title 18 of the oplication or any patent issu | willful false statements, he United States Code, | |
| Date: | 11 | . 14. 03 | | | | | |
| Name: | • . | s A. Codding | | | | | |
| not | individu | d Signatory for Southpac | Trust International | Inc., A/ dated Dece | mber 8, 199 <u>5</u> | | |
| Signatu | ıre: 💢 | , , , , | 00-1 | | | | |